

AMENDED

Serial No.

21999

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

MAY 15 1964

Returned to applicant for correction

JUN 23 1964

Corrected application filed

JUN 29 1964

Map filed

JUN 29 1964

The applicant Marvin C. Kellar (c/o F.W. Millard & Son
P. O. Box 150; Ely, Nevada
 of Cisco, County of Eastland,
 State of Texas, hereby make application for permission to appropriate the public
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground well
Name of stream, lake or other source.
2. The amount of water applied for is 5.4 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for Irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated) 320
 - (b) Stockwater (state number and kinds of animals to be watered)
 - (c) Other use (describe fully under "No. 11. Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: In the SW corner NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35,
T. 21 N., R. 63 E., M.D.B.&M., or at a point from which the northeast corner
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
of said Sec. 35 bears N. 44° 42' E., 1720 ft.
it should be stated.
6. Place of use SW $\frac{1}{4}$ NW $\frac{1}{4}$ except the north 200' thereof and the W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 25;
Describe by legal subdivision, if on unsurveyed land it should be so stated.
SE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35; and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36; all of
which are in T. 21 N., R. 63 E., M.D.B.&M.
7. Use will begin about January 1st and end about December 31st, of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well of sufficient size and depth to
produce required amount of water. To be equipped with 100 HP butane or
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
diesel engine. Construct main and laterals for irrigations.

9. Estimated cost of works.....\$15,000.00
10. Estimated time required to construct works.....3 years
11. Remarks This is the first of two wells proposed to be drilled to develop
adequate water under D.L.E. Nev. 061012.

Applicant.....Maryin C. Kellar

By.....s/Robert W. Millard

Robert W. Millard

Compared.....awb/ns.....hs/ns

P. O. Box 150

Ely, Nevada

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source and is limited to what the well will produce but not to exceed 5.4 c.f.s. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening and an air line for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....January 22, 1966

Proof of commencement of work shall be filed before.....February 22, 1966

Work must be prosecuted with reasonable diligence and be completed on or before.....January 22, 1967

Proof of completion of work shall be filed before.....February 22, 1967

Application of water to beneficial use shall be made on or before.....January 22, 1970

Proof of the application of water to beneficial use shall be filed on or before.....February 22, 1970

Map in support of proof of beneficial use shall be filed on or before.....February 22, 1970

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

County Recorder

WITNESS MY HAND AND SEAL this 22nd day

of July, 1965

GEORGE W. HENNEN

State Engineer